

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF PENNSYLVANIA

TARA L. LONG and TODD J. LONG,	)	
Administrators of the Estate of TAMMY	)	
E. LONG, Deceased,	)	
	)	
Plaintiffs,	)	
	)	Civil Action No. 15-cv-01447
vs.	)	
	)	
ARMSTRONG COUNTY, d/b/a	)	
ARMSTRONG COUNTY JAIL, and	)	
DAVID HOGUE,	)	
	)	<b>ORAL ARGUMENT REQUESTED/</b>
Defendants.	)	<b>JURY TRIAL DEMANDED</b>

**PLAINTIFF'S RESPONSE TO DEFENDANT'S ADDITIONAL AUTHORITY**

AND NOW COME Plaintiffs, Tara L. Long and Todd J. Long, as Administrators of the Estate of Tammy E. Long, deceased, by and through their counsel, George M. Kontos, Esquire, Katie A. Killion, Esquire, Claire McGee, Esquire, and Kontos Mengine Law Group, and file the following Response to Defendant's Additional Authority, as follows:

The case cited by counsel, *Kruger v. Nebraska*, No. 15-1427, 2016 WL 1376343 (8<sup>th</sup> Cir. 2016) is factually dissimilar and distinguishable from this case -- which the Court heard extensive argument on some two months ago.

*Kruger* involved the early release of a prisoner (akin to the multiple "parolee cases" which plaintiff has distinguished both in her brief, and at oral argument). Such cases involve, as did *Kruger*, lengthy lapses of time (in *Kruger* over three weeks), between the release of the parolee and the crime, as well as a nebulous and non-defined geographic relationship between the victim, and the released prisoner.

Accordingly, Plaintiff renews her request that this Court deny the Defendant's motion.

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

We, George M. Kontos, Esquire, Claire McGee, Esquire and Katie A. Killion, Esquire, hereby certify that a true and correct copy of the foregoing Response to Defendant's Additional Authority was filed on April 21, 2016 with the Clerk of Court using the CM/ECF system and thereby becoming immediately available to the following:

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*Attorney for the Defendants, Armstrong County d/b/a  
Armstrong County Jail and David Hogue*

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